

**STATE OF ILLINOIS**



**HOUSE JOURNAL**

**HOUSE OF REPRESENTATIVES**

**NINETY-EIGHTH GENERAL ASSEMBLY**

**145TH LEGISLATIVE DAY**

**PERFUNCTORY SESSION**

**TUESDAY, NOVEMBER 18, 2014**

**11:22 O'CLOCK A.M.**

**HOUSE OF REPRESENTATIVES  
Daily Journal Index  
145th Legislative Day**

<b>Action</b>	<b>Page(s)</b>
Adjournment.....	8, 9
Change of Sponsorship.....	7
House Joint Resolutions Constitutional Amendments First Reading.....	12
Introduction and First Reading – HB 6316-6323.....	11
Legislative Measures Approved for Floor Consideration.....	5, 6, 8
Legislative Measures Assigned to Committee.....	5, 6, 8
Letters of Transmittal.....	4
Motions Submitted.....	6
Perfunctory Adjournment.....	15
Perfunctory Session.....	8, 9
Reports From Standing Committees.....	9
Resolution.....	7
Temporary Committee Assignments.....	4, 8, 9

<b>Bill Number</b>	<b>Legislative Action</b>	<b>Page(s)</b>
HB 3672	Committee Report.....	5
HB 3672	Committee Report - Concur in SA.....	6
HB 3672	Motion Submitted.....	6
HB 3817	Committee Report – Floor Amendment/s.....	10
HB 4075	Motion Submitted.....	7
HB 4173	Committee Report.....	5
HB 4606	Motion Submitted.....	7
HB 4899	Committee Report.....	5
HB 4899	Committee Report – Floor Amendment/s.....	10
HB 4899	Second Reading.....	12
HB 5331	Motion Submitted.....	6
HJR 0107	Committee Report.....	10
HJRCA 0053	Constitutional Amendment – First Reading.....	12
HR 1297	Resolution.....	7
SB 0726	Committee Report.....	10
SB 0726	Second Reading.....	12
SB 1680	Committee Report – Floor Amendment/s.....	10
SB 1842	Committee Report.....	5
SB 2758	Committee Report.....	5
SB 2758	Second Reading.....	12
SB 2809	Committee Report.....	5
SB 2809	Committee Report – Floor Amendment/s.....	10
SB 2887	Committee Report.....	10
SB 2887	Second Reading.....	12
SB 2915	Committee Report.....	5
SB 2933	Committee Report.....	10
SB 2933	Second Reading.....	12
SB 3028	Committee Report.....	5
SB 3075	Committee Report.....	5
SB 3171	Committee Report.....	11
SB 3171	Second Reading.....	12
SB 3216	Committee Report.....	8

SB 3216 Committee Report – Floor Amendment/s ..... 11  
SJRC 0075 Committee Report.....5

**NOTE:** Full text of Amendments will not be included in House Journals from the 97th GA forward; they can be viewed on the Illinois General Assembly website ([www.ilga.gov](http://www.ilga.gov)). For inquiries regarding this, please contact the House Clerk’s office.

The House of Representatives met in Perfunctory Session pursuant to notice from the Speaker.

**LETTERS OF TRANSMITTAL**

**GENERAL ASSEMBLY  
STATE OF ILLINOIS**

**MICHAEL J. MADIGAN**  
Speaker  
HOUSE OF REPRESENTATIVE

Room 300  
State House  
SPRINGFIELD, ILLINOIS 62706

**MEMORANDUM**

To: All House Members (District Office & Springfield Office)

Date: November 6, 2014

Re: **House Veto Session**

The House will convene on Wednesday, November 19, at 12 noon and Thursday, November 20. Session for Friday, November 21 will be cancelled.

**99<sup>th</sup> General Assembly**

The 99<sup>th</sup> General Assembly will convene for the House Inaugural Ceremony on Wednesday, January 14, 2015 at 12 noon, at the Springfield campus of the University of Illinois, Sangamon Auditorium.

The constitutional officials swearing in ceremony will be Monday, January 12, 2015

November 18, 2014

Tim Mapes  
Chief Clerk of the House  
300 State House  
Springfield, IL 62706

Dear Clerk Mapes:

Pursuant to House Rule 9(a), by this letter I am establishing that the House of Representatives will be in **Perfunctory Session on Tuesday, November 18, 2014.**

With kindest personal regards, I remain

Sincerely yours,

s/Michael J. Madigan  
Speaker of the House

**TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Zalewski replaced Representative Mautino in the Committee on Rules on November 12, 2014.

Representative Feigenholtz replaced Representative Lang in the Committee on Rules on November 12, 2014.

Representative Reboletti replaced Representative Sullivan in the Committee on Rules on November 12, 2014.

Representative Brady replaced Representative Sullivan in the Committee on Rules on November 18, 2014.

Representative Brady replaced Representative Sullivan in the Committee on Rules (A) on November 18, 2014.

### **REPORTS FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on November 12, 2014, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bill be reported “approved for consideration” and be placed on the order of Second Reading--Short Debate: HOUSE BILL 4173.

That the resolution be reported “recommends be adopted” and be placed on the House Calendar: SENATE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 75.

#### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Environment: HOUSE AMENDMENT No. 1 to HOUSE BILL 4042.

Executive: HOUSE AMENDMENT No. 1 to SENATE BILL 2933.

Labor & Commerce: SENATE BILL 1653.

Public Utilities: HOUSE AMENDMENT No. 5 to SENATE BILL 3265.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
4, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson

Y Feigenholtz(D) (replacing Lang)

Y Zalewski(D) (replacing Mautino)

Y Reboletti(R) (replacing Sullivan)

A Leitch(R)

Representative Currie, Chairperson, from the Committee on Rules to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

#### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bill be reported “approved for consideration” and be placed on the order of Second Reading--Short Debate: HOUSE BILL 4899; SENATE BILLS 2758, 2809, 2915 and 3075.

That the bill be reported “approved for consideration” and be placed on the order of Third Reading--Short Debate: SENATE BILLS 1842 and 3028.

That the bill be reported “approved for consideration” and be placed on the order of Concurrence: HOUSE BILL 3672.

#### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Elementary & Secondary Education: SENATE BILL 2711.

Health Care Licenses: HOUSE AMENDMENT No. 4 to SENATE BILL 649.

Insurance: SENATE BILL 2979.  
Public Utilities: HOUSE AMENDMENT No. 2 to HOUSE BILL 3975.  
Revenue & Finance: HOUSE BILLS 6291 and 6304; SENATE BILL 2905; HOUSE AMENDMENT No. 3 to SENATE BILL 1740.  
State Government Administration: HOUSE RESOLUTION 1297.  
Transportation: Regulation, Roads & Bridges: SENATE JOINT RESOLUTION 76.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
4, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson	Y Brady(R) (replacing Sullivan)
Y Lang(D)	A Leitch(R)
Y Mautino(D)	

Representative Currie, Chairperson, from the Committee on Rules (A) to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

**LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the Motion be reported “recommends be adopted” and placed on the House Calendar:  
Motion to concur with Senate Amendment No. 1 to HOUSE BILL 3672.

**LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Appropriations-Human Services: HOUSE AMENDMENT No. 1 to SENATE BILL 3216.  
Elementary & Secondary Education: HOUSE AMENDMENT No. 1 to SENATE BILL 2711.  
Executive: HOUSE AMENDMENT No. 2 to HOUSE BILL 3817 and HOUSE AMENDMENT No. 1 to HOUSE BILL 4899; HOUSE AMENDMENT No. 3 to SENATE BILL 2809.  
Insurance: HOUSE AMENDMENT No. 1 to SENATE BILL 2979.  
Revenue & Finance: HOUSE AMENDMENT No. 1 to SENATE BILL 2915.  
Transportation: Regulation, Roads & Bridges: HOUSE AMENDMENT No. 3 to SENATE BILL 1842.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
4, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson	Y Brady(R) (replacing Sullivan)
Y Lang(D)	A Leitch(R)
Y Mautino(D)	

**MOTIONS  
SUBMITTED**

Representative Riley submitted the following written motion, which was referred to the Committee on Rules:

**MOTION**

I move to concur with Senate Amendment No. 1 to HOUSE BILL 3672.

Representative Zalewski submitted the following written motion, which was placed on the order of Motions:

**MOTION**

I move that HOUSE BILL 5331 do pass, the Veto of the Governor notwithstanding.

Representative Zalewski submitted the following written motion, which was placed on the order of Motions:

**MOTION**

I move that HOUSE BILL 4075 do pass, the Veto of the Governor notwithstanding.

Representative Hoffman submitted the following written motion, which was placed on the order of Motions:

**MOTION**

I move that HOUSE BILL 4606 do pass, the Governor's Specific Recommendations for Change notwithstanding.

**CHANGE OF SPONSORSHIP**

With the consent of the affected members, Representative Gordon-Booth was removed as principal sponsor, and Representative Madigan became the new principal sponsor of SENATE BILL 2933.

With the consent of the affected members, Representative Hernandez was removed as principal sponsor, and Representative Madigan became the new principal sponsor of SENATE BILL 1680.

With the consent of the affected members, Representative Turner was removed as principal sponsor, and Representative Madigan became the new principal sponsor of SENATE BILL 218.

With the consent of the affected members, Representative Turner was removed as principal sponsor, and Representative Greg Harris became the new principal sponsor of SENATE BILL 3216.

With the consent of the affected members, Representative Durkin was removed as principal sponsor, and Representative Brauer became the new principal sponsor of HOUSE BILL 4899.

**HOUSE RESOLUTION**

The following resolution was offered and placed in the Committee on Rules.

HOUSE RESOLUTION 1297

Offered by Representative Gordon-Booth:

WHEREAS, The members of the Illinois House of Representatives are saddened to learn of the death of former Fighting Illini men's basketball assistant coach Wayne McClain, who passed away on October 15, 2014; and

WHEREAS, Wayne McClain began his career in 1977 with Manual High School in Peoria, serving as an assistant basketball coach for 18 years to the legendary Dick Van Scyoc; he helped the Rams to the first of 4 straight State titles in 1994 as an assistant and was then named head coach in 1995; in his first 3 years as head coach, he led the Rams to 3 consecutive State championships, which were led by his son, Sergio McClain, along with stars Marcus Griffin and Frank Williams; in 1997, his squad was named by USA Today as National High School Champions and he was named National High School Coach of the Year; in his first 3 seasons as head coach, he led the Rams to records of 32 wins and 2 losses, 31 wins and 2 losses, and 31 wins and 1 loss, to go a combined 94 and 5 with what are considered some of the most legendary teams in State basketball history; he also earned Illinois Basketball Coaches Association Coach of the Year in 1995, 1996, and 1997; the Rams won Midstate Six Conference titles in each of his first 5 years as head coach and advanced to the Sweet Sixteen of the AA State tournament in 1998 and 1999; his teaching career included teaching high school physical education and serving as the Manual High School Dean of Students; and

WHEREAS, Wayne McClain began his 11-year tenure with the University of Illinois coaching staff under Bill Self beginning with the 2001-02 season and remaining with Bruce Weber's staff through the 2011-

12 season; he helped coach the Fighting Illini to 4 Big Ten championships and an appearance in the National Championship game; and

WHEREAS, Wayne McClain returned to the high school ranks for the 2013-14 season as head coach at Central High School in Champaign; and

WHEREAS, Wayne McClain earned a bachelor's degree in education from Bradley University in 1977 and a master's degree in physical education from Illinois State University in 1992; he and his wife, Robin, have 2 children, Sergio and Brindeshie, and one grandchild, Sergio, Jr.; therefore, be it

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we mourn the passing of Wayne McClain, and extend our sincere condolences to his family, friends, and all who knew and loved him; and be it further

RESOLVED, That we declare January 15, 2015 as "Wayne McClain Day" in the State of Illinois; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the family of Wayne McClain as an expression of our deepest sympathy.

At the hour of 12:02 o'clock p.m., the House Perfunctory Session adjourned.

At the hour of 2:43 o'clock p.m., the House reconvened perfunctory session.

#### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Sandack replaced Representative Sullivan in the Committee on Rules (B) on November 18, 2014.

Representative Sandack replaced Representative Sullivan in the Committee on Rules (C) on November 18, 2014.

#### **REPORTS FROM THE COMMITTEE ON RULES**

Representative Currie, Chairperson, from the Committee on Rules (B) to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

##### **LEGISLATIVE MEASURES APPROVED FOR FLOOR CONSIDERATION:**

That the bill be reported "approved for consideration" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 3216.

##### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Revenue & Finance: HOUSE AMENDMENT No. 4 to SENATE BILL 1740.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
3, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson  
A Lang(D)  
Y Mautino(D)

Y Sandack(R) (replacing Sullivan)  
A Leitch(R)

Representative Currie, Chairperson, from the Committee on Rules (C) to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

##### **LEGISLATIVE MEASURES ASSIGNED TO COMMITTEE:**

Appropriations-Human Services: HOUSE AMENDMENT No. 1 to SENATE BILL 3216.

The committee roll call vote on the foregoing Legislative Measures is as follows:  
3, Yeas; 0, Nays; 0, Answering Present.

Y Currie(D), Chairperson  
A Lang(D)  
Y Mautino(D)

Y Sandack(R) (replacing Sullivan)  
A Leitch(R)

At the hour of 2:44 o'clock p.m., the House Perfunctory Session adjourned.

At the hour of 5:00 o'clock p.m., the House reconvened perfunctory session.

### **TEMPORARY COMMITTEE ASSIGNMENTS**

Representative Fine replaced Representative Ford in the Committee on Appropriations-Human Services on November 18, 2014.

Representative Welch replaced Representative Drury in the Committee on Appropriations-Human Services on November 18, 2014.

Representative Evans replaced Representative Hernandez in the Committee on Appropriations-Human Services on November 18, 2014.

Representative Turner replaced Representative Mayfield in the Committee on Appropriations-Human Services on November 18, 2014.

Representative Fortner replaced Representative Tryon in the Committee on Executive on November 18, 2014.

Representative Hays replaced Representative Sosnowski in the Committee on Executive on November 18, 2014.

Representative Mautino replaced Representative Rita in the Committee on Executive on November 18, 2014.

Representative Currie replaced Representative Arroyo in the Committee on Executive on November 18, 2014.

Representative Greg Harris replaced Representative Berrios in the Committee on Executive on November 18, 2014.

Representative Lang replaced Representative Daniel Burke in the Committee on Executive on November 18, 2014.

Representative William Davis replaced Representative Mayfield in the Committee on Elementary & Secondary Education on November 18, 2014.

Representative Martwick replaced Representative Golar in the Committee on Elementary & Secondary Education on November 18, 2014.

### **REPORTS FROM STANDING COMMITTEES**

Representative Chapa LaVia, Chairperson, from the Committee on Elementary & Secondary Education to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

That the resolution be reported “recommends be adopted” and be placed on the House Calendar: HOUSE JOINT RESOLUTION 107.

The committee roll call vote on House Joint Resolution 107 is as follows:

11, Yeas; 0, Nays; 2, Answering Present.

Y Chapa LaVia(D), Chairperson	P Crespo(D), Vice-Chairperson
Y Pihos(R), Republican Spokesperson	P Davis, Monique(D)
Y Dunkin(D)	Y Evans(D)
Y Martwick(D) (replacing Golar)	Y Lilly(D)
Y Davis, W.(D) (replacing Mayfield)	A Mitchell, Bill(R)
Y Moffitt(R)	Y Pritchard(R)
Y Unes(R)	Y Wheeler(R)

Representative Acevedo, Chairperson, from the Committee on Executive to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

That the bill be reported “do pass” and be placed on the order of Second Reading-- Short Debate: SENATE BILL 2887.

That the bill be reported “do pass as amended” and be placed on the order of Second Reading-- Short Debate: SENATE BILLS 726 and 2933.

That the Floor Amendment be reported “recommends be adopted”:

Amendment No. 2 to HOUSE BILL 3817.

Amendment No. 1 to HOUSE BILL 4899.

Amendment No. 3 to SENATE BILL 1680.

Amendment No. 3 to SENATE BILL 2809.

The committee roll call vote on Amendment No. 2 to House Bill 3817, Amendment No. 1 to House Bill 4899, Amendment No. 3 to Senate Bill 1680 and Amendment No. 3 to Senate Bill 2809; Senate Bill 2933 is as follows:

11, Yeas; 0, Nays; 0, Answering Present.

Y Lang(D) (replacing Burke, D.)	Y Mautino(D) (replacing Rita)
Y Sullivan(R), Republican Spokesperson	Y Acevedo(D)
Y Currie(D) (replacing Arroyo)	Y Harris, G.(D) (replacing Berrios)
Y Jackson(D)	Y Kosel(R)
Y Hays(R) (replacing Sosnowski)	Y Fortner(R) (replacing Tryon)
Y Turner(D)	

The committee roll call vote on Senate Bill 726 is as follows:

9, Yeas; 2, Nays; 0, Answering Present.

Y Lang(D) (replacing Burke, D.)	Y Mautino(D) (replacing Rita)
Y Sullivan(R), Republican Spokesperson	Y Acevedo(D)
Y Currie(D) (replacing Arroyo)	Y Harris, G.(D) (replacing Berrios)
Y Jackson(D)	N Kosel(R)
Y Hays(R) (replacing Sosnowski)	N Fortner(R) (replacing Tryon)
Y Turner(D)	

The committee roll call vote on Senate Bill 2887 is as follows:

10, Yeas; 0, Nays; 1, Answering Present.

Y Lang(D) (replacing Burke, D.)	Y Mautino(D) (replacing Rita)
Y Sullivan(R), Republican Spokesperson	Y Acevedo(D)
Y Currie(D) (replacing Arroyo)	Y Harris, G.(D) (replacing Berrios)
Y Jackson(D)	Y Kosel(R)
Y Hays(R) (replacing Sosnowski)	P Fortner(R) (replacing Tryon)
Y Turner(D)	

Representative Greg Harris, Chairperson, from the Committee on Appropriations-Human Services to which the following were referred, action taken on November 18, 2014, reported the same back with the following recommendations:

That the bill be reported "do pass as amended" and be placed on the order of Second Reading-- Short Debate: SENATE BILL 3171.

That the Floor Amendment be reported "recommends be adopted":  
Amendment No. 1 to SENATE BILL 3216.

The committee roll call vote on Senate Bill 3171 is as follows:  
21, Yeas; 0, Nays; 0, Answering Present.

Y Harris, Greg(D), Chairperson	Y Gabel(D), Vice-Chairperson
Y Bellock(R), Republican Spokesperson	Y Anthony(R)
Y Davidsmeyer(R)	Y Demmer(R)
Y Welch(D) (replacing Drury)	Y Feigenholtz(D)
Y Fine(D) (replacing Ford)	Y Golar(D)
Y Hays(R)	Y Evans(D) (replacing Hernandez)
Y Kay(R)	Y Leitch(R)
Y Lilly(D)	Y Manley(D)
Y Turner(D) (replacing Mayfield)	Y Mussman(D)
Y Sims(D)	Y Unes(R)
A Wheeler(R)	Y Willis(D)

The committee roll call vote on Amendment No. 1 to Senate Bill 3216 is as follows:  
16, Yeas; 5, Nays; 0, Answering Present.

Y Harris, Greg(D), Chairperson	Y Gabel(D), Vice-Chairperson
N Bellock(R), Republican Spokesperson	Y Anthony(R)
Y Davidsmeyer(R)	N Demmer(R)
Y Welch(D) (replacing Drury)	Y Feigenholtz(D)
Y Fine(D) (replacing Ford)	Y Golar(D)
N Hays(R)	Y Evans(D) (replacing Hernandez)
N Kay(R)	N Leitch(R)
Y Lilly(D)	Y Manley(D)
Y Turner(D) (replacing Mayfield)	Y Mussman(D)
Y Sims(D)	Y Unes(R)
A Wheeler(R)	Y Willis(D)

### INTRODUCTION AND FIRST READING OF BILLS

The following bills were introduced, read by title a first time, ordered reproduced and placed in the Committee on Rules:

HOUSE BILL 6316. Introduced by Representative Demmer, AN ACT concerning elections.

HOUSE BILL 6317. Introduced by Representative Tracy, AN ACT concerning civil law.

HOUSE BILL 6318. Introduced by Representative Dunkin, AN ACT concerning education.

HOUSE BILL 6319. Introduced by Representatives Cross - Walsh - Chapa LaVia, AN ACT concerning revenue.

HOUSE BILL 6320. Introduced by Representative Cross, AN ACT concerning criminal law.

HOUSE BILL 6321. Introduced by Representative Hays, AN ACT concerning revenue.

HOUSE BILL 6322. Introduced by Representative Hays, AN ACT concerning revenue.

HOUSE BILL 6323. Introduced by Representative Kay, AN ACT concerning gaming.

### **HOUSE BILL ON SECOND READING**

Having been reproduced, the following bill was taken up, read by title a second time and held on the order of Second Reading: HOUSE BILL 4899.

### **SENATE BILLS ON SECOND READING**

Having been reproduced, the following bills were taken up, read by title a second time and held on the order of Second Reading: SENATE BILLS 726 (Currie), 2758 (Currie), 2887 (Nekritz), 2933 (Madigan) and 3171 (G. Harris).

### **HOUSE JOINT RESOLUTIONS CONSTITUTIONAL AMENDMENTS FIRST READING**

Representative Smiddy introduced the following:

### **HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 53**

RESOLVED, BY THE HOUSE OF REPRESENTATIVES OF THE NINETY-EIGHTH GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE SENATE CONCURRING HEREIN, that there shall be submitted to the electors of the State for adoption or rejection at the general election next occurring at least 6 months after the adoption of this resolution a proposition to amend Section 3 of Article IV of the Illinois Constitution as follows:

#### **ARTICLE IV THE LEGISLATURE**

#### **SECTION 3. LEGISLATIVE REDISTRICTING**

(a) The Independent Redistricting Commission, comprised of eleven Commissioners, shall adopt and file with the Secretary of State a district plan for Legislative Districts and Representative Districts by June 30 of the year following each federal decennial census.

Legislative Districts shall be compact, contiguous and substantially equal in population. Representative Districts shall be compact, contiguous, and substantially equal in population. The district plan shall comply with federal law. Subject to the foregoing, the Commission shall apply the following criteria: (1) the district plan shall not dilute or diminish the ability of a racial or language minority community to elect the candidates of its choice, including when voting in concert with other persons; (2) districts shall respect the geographic integrity of units of local government; (3) districts shall respect the geographic integrity of communities sharing common social and economic interests, which do not include relationships with political parties or candidates for office; and (4) the district plan shall not either purposefully or significantly discriminate against or favor any political party or group. In designing the district plan, the Commission shall consider

party registration and voting history data only to assess compliance with the foregoing criteria, and shall not consider the residence of any person.

The Commission shall hold at least one public hearing in each Judicial District before, and at least one public hearing in each Judicial District after, releasing the initial proposed district plan. The Commission may not adopt a final district plan unless the plan is to be adopted without further amendment, and public notice of a report explaining its compliance with this Constitution and the criteria applied has been given at least seven days before the final vote on such plan. Upon adoption, a district plan shall have the force and effect of law and shall be published promptly by the Secretary of State.

The State Board of Elections shall provide the Commission and the public with complete and accurate census information and technology sufficient to propose district plans. The Commission shall adopt rules governing its procedures and the implementation of matters under this Section.

(b) The Commission shall act in public meetings by an affirmative vote of six Commissioners, except that approval of any district plan shall require the affirmative vote of at least seven Commissioners, which shall include (1) at least two Commissioners from each political party whose candidate for Governor received the most and second-most votes cast in the last general election for Governor, and (2) at least two Commissioners not affiliated with either such political party. The Commission shall elect its chairperson and vice chairperson, who shall not be affiliated with the same political party. Six Commissioners shall constitute a quorum. All meetings of the Commission attended by a majority of its quorum, except for meetings qualified under attorney-client privilege during pending litigation, shall be open to the public and public notice shall be given at least two days prior to any meeting. All records of the Commission, including communications between Commissioners regarding the Commission's work, shall be open for public inspection, except for records qualified under attorney-client privilege during pending litigation. The Commission may retain assistance from counsel, technical staff, and other persons with relevant skills, and shall be provided with adequate resources by the General Assembly to complete its work.

(c) For the purpose of conducting the Commissioner selection process, an Applicant Review Panel comprising three Reviewers shall be chosen in the following manner in the year in which each federal decennial census occurs. Beginning not later than January 1 and ending not later than March 1 of the year in which the census occurs, the Auditor General shall request and accept applications to serve as Reviewers. By March 31, the Auditor General shall appoint a Panel of three Reviewers, selected by random draw from eligible applicants.

The Panel shall act in public meetings by an affirmative vote of two Reviewers. All meetings of the Panel shall be open to the public and public notice shall be given at least two days prior to any meeting. All records of the Panel, including applications to serve on the Panel or the Commission, shall be open for public inspection, except private information about applicants for which there is no compelling public interest in disclosure. The Panel may retain assistance from counsel, technical staff, and other persons with relevant skills, and shall be provided with adequate resources by the General Assembly to complete its work.

(d) A Commission shall be chosen in the manner set forth in this subsection (d) in the year in which each federal decennial census occurs.

Beginning not later than January 1 and ending not later than March 1 of the year in which the census occurs, the Auditor General shall request and accept applications to serve as Commissioners.

By May 31, the Applicant Review Panel shall select one hundred eligible applicants based on their relevant analytical skills, impartiality, and ability to contribute to a fair redistricting process, and shall ensure that such applicants reflect the demographic and geographic diversity of the State. The Speaker and Minority Leader of the House of Representatives and the President and Minority Leader of the Senate each may remove up to five of the applicants selected by the Panel.

By June 30, the Panel shall publicly select seven Commissioners by random draw from the remaining applicants; of those seven Commissioners, including any replacements, (1) the seven Commissioners shall reside among the Judicial Districts in the same proportion as the number of Judges elected therefrom under Section 3 of Article VI of this Constitution, (2) two Commissioners shall be affiliated with the political party whose candidate for Governor received the most votes cast in the last general election for Governor, two Commissioners shall be affiliated with the political party whose candidate for Governor received the second-most votes cast in such election, and the remaining three Commissioners shall not be affiliated with either such political party, and (3) no more than two Commissioners may be affiliated with the same political party. The Speaker and Minority Leader of the House of Representatives and the President and Minority Leader of the Senate each shall appoint one Commissioner from among the remaining applicants on the basis of the applicant's contribution to the demographic and geographic diversity of the Commission.

(e) To be eligible to serve as a Reviewer, a person must have education and experience in the examination and assessment of personnel, records, systems, or procedures for ten years preceding his or her application, must have demonstrated understanding of and adherence to standards of ethical conduct, and must not have been affiliated with any political party within the three years preceding appointment. To be eligible to serve as a Commissioner, Special Commissioner, or Reviewer, a person (1) must be a resident and registered voter of the State for the four years preceding appointment. (2) within the three years preceding appointment, must not have been the holder of, or a candidate for, any public office in the State, an employee or officer of the State or a unit of local government or a political party, registered as a lobbyist anywhere in the United States, or party to a contract to provide goods or services to the State or a principal, officer, or executive employee of such a contractor, and (3) within the three years preceding appointment, must not have resided with any person described in clause (2) of this subsection.

(f) If the Commission fails to adopt and file a district plan with the Secretary of State by June 30 of the year following a federal decennial census, the Chief Justice of the Supreme Court and the most senior Judge of the Supreme Court who is not affiliated with the same political party as the Chief Justice shall jointly appoint a Special Commissioner for Redistricting by July 31. The Special Commissioner shall design and file with the Secretary of State by August 31 a district plan satisfying the requirements and criteria set forth in subsection (a) and a report explaining its compliance with this Constitution and the criteria applied. The Special Commissioner shall hold at least one public hearing in the State before releasing his or her initial proposed district plan and at least one public hearing in a different location in the State after releasing his or her initial proposed district plan and before filing the final district plan with the Secretary of State. Upon its filing, the final district plan filed by the Special Commissioner shall have the force and effect of law and shall be published promptly by the Secretary of State.

~~In the year following each Federal decennial census year, the General Assembly by law shall redistrict the Legislative Districts and the Representative Districts.~~

~~If no redistricting plan becomes effective by June 30 of that year, a Legislative Redistricting Commission shall be constituted not later than July 10. The Commission shall consist of eight members, no more than four of whom shall be members of the same political party.~~

~~The Speaker and Minority Leader of the House of Representatives shall each appoint to the Commission one Representative and one person who is not a member of the General Assembly. The President and Minority Leader of the Senate shall each appoint to the Commission one Senator and one person who is not a member of the General Assembly.~~

~~The members shall be certified to the Secretary of State by the appointing authorities. A vacancy on the Commission shall be filled within five days by the authority that made the original appointment. A Chairman and Vice Chairman shall be chosen by a majority of all members of the Commission.~~

~~Not later than August 10, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~If the Commission fails to file an approved redistricting plan, the Supreme Court shall submit the names of two persons, not of the same political party, to the Secretary of State not later than September 1.~~

~~Not later than September 5, the Secretary of State publicly shall draw by random selection the name of one of the two persons to serve as the ninth member of the Commission.~~

~~Not later than October 5, the Commission shall file with the Secretary of State a redistricting plan approved by at least five members.~~

~~An approved redistricting plan filed with the Secretary of State shall be presumed valid, shall have the force and effect of law and shall be published promptly by the Secretary of State.~~

(g) The Supreme Court shall have original and exclusive jurisdiction in cases relating to matters under this Section. The Commission shall have exclusive authority, and shall be provided adequate resources by the General Assembly, to defend any district plan adopted and filed by the Commission. ~~over actions concerning redistricting the House and Senate, which shall be initiated in the name of the People of the State by the Attorney General.~~

(Source: Amendment adopted at general election November 4, 1980.)

#### SCHEDULE

This Constitutional Amendment takes effect upon being declared adopted in accordance with Section 7 of the Illinois Constitutional Amendment Act.

The foregoing HOUSE JOINT RESOLUTION CONSTITUTIONAL AMENDMENT 53 was taken up, read in full a first time, ordered reproduced and placed in the Committee on Rules.

At the hour of 5:10 o'clock p.m., the House Perfunctory Session adjourned.